

1 Scott J. Ferrell, Bar No. 202091
2 David R. Sugden, Bar No. 218465
3 Julie R. Trotter, Bar No. 209675
4 CALL, JENSEN & FERRELL
5 A Professional Corporation
6 610 Newport Center Drive, Suite 700
7 Newport Beach, CA 92660
8 (949) 717-3000

9 Attorneys for Plaintiffs

10
11 **UNITED STATES DISTRICT COURT**
12 **NORTHERN DISTRICT, OAKLAND BRANCH OF CALIFORNIA**
13

14 CHEVRON INTELLECTUAL
15 PROPERTY LLC and CHEVRON U.S.A.
16 INC.,

17 Plaintiffs,

18 vs.

19 THOMAS CUTHBERTSON, individually
20 and doing business as HOMESTEAD
21 AUTO WASH, MARY MARCHESE, an
22 individual, CHRISTOPHER MARCHESE
23 JR., an individual,
24 AND DOES 1-50 INCLUSIVE,

25 Defendant.

Case No. C 07-06407 WDB

**JOINT STATUS REPORT AND
STIPULATION; [PROPOSED]
ORDER TO STAY PROCEEDINGS**

26
27
28
Complaint Filed: December 19, 2008
Trial Date: None Set

1 Plaintiffs Chevron Intellectual Property LLC and Chevron U.S.A., Inc.
2 (“Plaintiffs”) on the one side, and Defendant Thomas Cuthbertson, individually and
3 doing business as Homestead Auto Wash (“Defendant”) on the other side (collectively,
4 the “Parties”) have agreed to the following terms and conditions:

- 5 1. WHEREAS, a comprehensive settlement agreement has been fully negotiated
6 and executed by the Parties;
7
- 8 2. WHEREAS, the Parties agree that once terms of the settlement are finalized
9 Plaintiffs will immediately file and serve a Request for Dismissal with
10 prejudice of this action;
11
- 12 3. WHEREAS, in light of the pending settlement and to save additional time and
13 expense the Parties have not prepared a Rule 26(f) Report;
14
- 15 4. WHEREAS, the Parties believe that this matter should be fully resolved and
16 finalized within 20 days;

17 //

18 //

19 //

20 //

21 //

22 //

23 //

1 NOW THEREFORE, the Parties agree and stipulate as follows:

2 All proceedings in this action, including the initial case management conference,
3 should be stayed for 30 days to allow the Parties to finalize the settlement agreement
4 and to dismiss this action.

5
6 **SO STIPULATED.**
7

8 Dated: March 25, 2008

CALL, JENSEN & FERRELL
A Professional Corporation
Scott J. Ferrell
David R. Sugden
Julie R. Trotter

9
10
11 By: s/Julie R. Trotter
12 Julie R. Trotter

13 Attorneys for Plaintiffs
14

15 Dated: March 25, 2008

DONAHUE GALLAGHER WOODS
John C. Kirke

16
17 By: s/John C. Kirke
18 John C. Kirke

19 Attorneys for Defendant
20

21 **IT IS SO ORDERED:**

22
23 Dated: March ²⁶ __, 2008


Honorable Wayne D. Brazil